

#### THE UNITED STATES PATENT AND TRADEMARK OFFICE

#### **Docket No. 12964US03**

In the Application of:

Archer et al.

*U.S. Serial No.*: 10/038,522

*Filed:* October 23, 2001

Confirmation No.: 6002

For: M

METHODS OF INCORPORATING

PHOSPHATE/BORATE FIRE RETARDANT FORMULATIONS INTO WOOD BASED COMPOSITE

**PRODUCTS** 

Examiner: Unassigned

Group Art Unit: 1762

Express Mail No.: EL929181754US

Dated: April 19, 2002

### DECLARATION OF ATTORNEY PRISCILLA F. GALLAGHER SUPPORTING COMPLETION OF FILING REQUIREMENTS

I, Priscilla F. Gallagher hereby declare that the present patent application, as identified above in the caption, is the application which the inventor(s) executed on April 17, 2002 and April 16, 2002 by signing the Combined Declaration and Power of Attorney In Original Application enclosed herewith.

All statements made herein of my own knowledge are true, and all statements made herein on information and belief are believed to be true. I have been warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18 U.S. Code 1001, and may jeopardize the validity of the application or any patent issuing thereon.

April 19, 2002

Date

Priscilla F. Gallagher

Reg. No. 32,223



Docket No. 12964US03

# COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## METHODS OF INCORPORATING PHOSPHATE/BORATE FIRE RETARDANT FORMULATIONS INTO WOOD BASED COMPOSITE PRODUCTS

the specification of which was filed on October 23, 2001 as United States Application Number 10/038,522.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information which I know to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below. I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

| Number | Country | Day/Month/Year Filed | Is Priority Claimed? |
|--------|---------|----------------------|----------------------|
| NONE   |         |                      |                      |

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

| Application Number | Filing Date      |
|--------------------|------------------|
| 60/274,875         | March 9, 2001    |
| 60/242,505         | October 23, 2000 |

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below. Insofar as the subject matter of each of the claims of this application is

not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| Serial No. | Filing Date | Patented, Pending, or Abandoned |
|------------|-------------|---------------------------------|
| NIONIE     |             |                                 |

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

| George P. McAndrews       | Reg. No. 22,760 |
|---------------------------|-----------------|
| John J. Held              | Reg. No. 21,061 |
| Timothy J. Malloy         | Reg. No. 25,600 |
| William M. Wesley         | Reg. No. 26,521 |
| Lawrence M. Jarvis        | Reg. No. 27,341 |
| Gregory J. Vogler         | Reg. No. 31,313 |
| Jean Dudek Kuelper        | Reg. No. 30,171 |
| Herbert D. Hart III       | Reg. No. 30,063 |
| Robert W. Fieseler        | Reg. No. 31,826 |
| Thomas J. Wimbiscus       | Reg. No. 36,059 |
| Steven J. Hampton         | Reg. No. 33,707 |
| Priscilla F. Gallagher    | Reg. No. 32,223 |
| Stephen F. Sherry         | Reg. No. 30,590 |
| Patrick J. Arnold Jr.     | Reg. No. 37,769 |
| George Wheeler            | Reg. No. 28,766 |
| Janet M. McNicholas       | Reg. No. 32,918 |
| Ronald E. Larson          | Reg. No. 24,478 |
| Christopher C. Winslade   | Reg. No. 36,308 |
| Edward A. Mas II          | Reg. No. 37,179 |
| Gregory C. Schodde        | Reg. No. 36,668 |
| Edward W. Remus           | Reg. No. 25,703 |
| Donald J. Pochopien       | Reg. No. 32,167 |
| Sharon A. Hwang           | Reg. No. 39,717 |
| David D. Headrick         | Reg. No. 40,642 |
| Dean D. Small             | Reg. No. 34,730 |
| Alejandro Menchaca        | Reg. No. 34,389 |
| Kirk A. Vander Leest      | Reg. No. 34,036 |
| Richard T. McCaulley, Jr. | Reg. No. 41,977 |
|                           |                 |

| Anthony E. Dowell      | Reg. No. 39,661   |
|------------------------|-------------------|
| Peter J. McAndrews     | Reg. No. 38,547   |
| Leland G. Hansen       | Reg. No. P-50,731 |
| James M. Hafertepe     | Reg. No. P-51,219 |
| Jonathan R. Sick       | Reg. No. 43,920   |
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| James P. Murphy        | Reg. No. 40,741   |
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| Sandra A. Frantzen     | Reg. No. 48,799   |
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| John A. Wiberg         | Reg. No. 44,401   |
| John Abramic           | Reg. No. P-51,031 |
| Michael T. Cruz        | Reg. No. 44,636   |
| David Muzilla          | Reg. No. 50,914   |

Address all telephone calls to George Wheeler at telephone number:

(312) 775-8000.

Address all correspondence to:

McAndrews, Held & Malloy, Ltd. 34th Floor 500 W. Madison Street Chicago, Illinois 60661 I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| This declaration names 2 inventor(s) below. |   |  |  |
|---|---|--|--|
| Information about sole or first i           | nventor:  |  |  |
| (given name, family name): Residence:       | Kevin J. Archer 7334 Delta Lake Drive Charlotte, NC 28215   |  |  |
| Citizenship:<br>Post Office Address:        | New Zealand<br>7334 Delta Lake Drive<br>Charlotte, NC 28215 |  |  |
| First inventor's signature:                 | Mo  |  |  |
| Date Signed:                                | 4/17/02   |  |  |
|   |   |  |  |

| (given name, family name):   | Kenneth D. Roos                 |         |
|------------------------------|---------------------------------|---------|
| Residence:                   | 824 Fourth Street, P.O. Box 244 | •       |
|                              | Nicollet, Minnesota 56074       |         |
| Citizenship:                 | USA                             |         |
| Post Office Address:         | 824 Fourth Street, P.O. Box 244 | •       |
|                              | Nicollet, Minnesota 56074       |         |
| •                            |                                 |         |
| Second inventor's signature: | •                               |         |
| Data Cianada                 |                                 |         |
| Date Signed:                 |                                 | <u></u> |

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| Joseph M. Butscher     | Reg. No. 48,326   |
| Troy A. Groetken       | Reg. No. 46,442   |
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| This declaration names 2 inventor(s) below. |   |   |
|---|---|---|
|   |   |   |
| Information about sole or first in          | nventor:  |   |
| (given name, family name):<br>Residence:    | Kevin J. Archer<br>7334 Delta Lake Drive<br>Charlotte, NC 28215 |   |
| Citizenship:<br>Post Office Address:        | New Zealand<br>7334 Delta Lake Drive<br>Charlotte, NC 28215     |   |
| First inventor's signature:                 |   |   |
| Date Signed:                                |   |   |
| •   |   | • |

Information about second joint inventor:

(given name, family name):

Kenneth D. Roos

Residence:

824 Fourth Street, P.O. Box 244

Nicollet, Minnesota 56074

Citizenship:

USA

Post Office Address:

824 Fourth Street, P.O. Box 244

Nicollet, Minnesota 56074

Second inventor's signature:

Date Signed: